

**UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
OFFICE OF THE CHIEF ADMINISTRATIVE HEARING OFFICER**

UNITED STATES OF AMERICA,)	
Complainant,)	
)	8 U.S.C. § 1324a Proceeding
)	
v.)	OCAHO Case No. 96A00103
)	
RING-A-LEVIO, INC.,)	Judge Robert L. Barton, Jr.
Respondent.)	
)	

ORDER DISMISSING PROCEEDING
(January 9, 1997)

Both parties have moved to dismiss this action, because they have entered into a Settlement Agreement which disposes of all the issues in this case and have agreed to the dismissal of the action. The parties have attached the Settlement Agreement to the motion to dismiss.¹

The OCAHO Rules of Practice and Procedure provide that when parties or their authorized representatives enter into a proposed settlement agreement, they may submit to the Judge either a proposed agreement containing consent findings and a proposed decision and order or notify the Judge that the parties have reached a full settlement and have agreed to the dismissal of the action. 28 C.F.R. § 68.14(a).

In this case the parties have not submitted consent findings. However, the parties have reached a full settlement and as part of the settlement Respondent has agreed that its request for hearing filed on August 19, 1996 is withdrawn. See ¶ 7 of the Settlement Agreement. Therefore, pursuant to 28 C.F.R. § 68.14(a)(2), the Motion to Dismiss is granted, and this case is dismissed with prejudice.

ROBERT L. BARTON, JR.
ADMINISTRATIVE LAW JUDGE

¹ Both the Settlement Agreement and the Motion to Dismiss were signed by the parties in November 1996. Moreover, in the Complainant's Proposed Procedural Schedule served on November 7, 1996, Complainant assured the Court that the settlement documents would be forwarded promptly to the Court. However, my office did not receive the same until January 8, 1997.

CERTIFICATE OF SERVICE

I hereby certify that on this 9th day of January, 1997, I have served the foregoing Order Dismissing Proceeding on the following persons at the addresses shown, by first class mail, unless otherwise noted:

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